

Alameda Sheriff's Office

Use Of Force Report

Incident Entered By: Deputy Sheriff II Daniel Martinez - [REDACTED]
Assigned Investigator: [Incident pending assignment]

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
1/20/2016	1/4/2016	23:07
Record ID #	ACSO Rpt#	IA Case#
3007	16-000239	
Date/Time Entered		
1/20/2016 01:29		

Incident Summary

On 010416, about 2221 hours, was wearing a fully marked class B uniform and driving a fully marked patrol car. I was detailed to the John George Psychiatric Pavilion (JGP) at 2060 Fairmont Dr. in San Leandro to assist the Alameda County Fire Department on a "911" call. The RP ([REDACTED]) said they were a patient at JGP and they had an injured hand.

I arrived with ACFD and we located [REDACTED] near the emergency entrance. [REDACTED] said he called "911". It was determined that [REDACTED] did not need immediate medical attention and would not need to be transported to a hospital.

A records check of [REDACTED] revealed 4 outstanding warrants (#'s 445172A, 450419, S766955, and S766954) issued out of Alameda County and San Francisco County for various felony and misdemeanor charges. I arrested [REDACTED] for the outstanding warrants and transported him to SRJ for booking.

About 2307 hours, while at SRJ, I assisted [REDACTED] out of my patrol car when he attempted to run away from me. I grabbed [REDACTED] by the arm and ordered him to stop. [REDACTED] continued to try to get away. I performed a leg sweep takedown and forced [REDACTED] onto his stomach. While on the ground, I used my body weight on top of [REDACTED]'S upper body to control him from getting back up. [REDACTED] eventually surrendered and cooperated with my orders to stop resisting.

[REDACTED] sustained a chipped front tooth and was medically cleared from Valley Care Hospital in Pleasanton.

[REDACTED] was booked into SRJ without further incident.

See report for more information.

Incident Location

- 5525 Broder Blvd, Dublin, CA 94568 - Location of Occurrence: SRJ

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Resisting Movement	Warrant service	
Weather Condition	Lighting Condition	Distance to Citizen
Drizzle	Dark	0-1 foot
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
Yes	Yes	Yes
More than 1 Citizen Involved		
No		
Citizen's Build	Citizen's Height	
Large	5'7" to 5'9"	

Employee Assessment of Citizen Condition During Incident

Mentally unstable

Employee(s) Injured

No

Employee(s) Taken to Hospital

No

Reporting/Involved Citizen Information

[Redacted]

DOB: [Redacted] Race: Black Ethnicity: Gender: Male

Address

[Redacted]

Phone

[Redacted]

Role

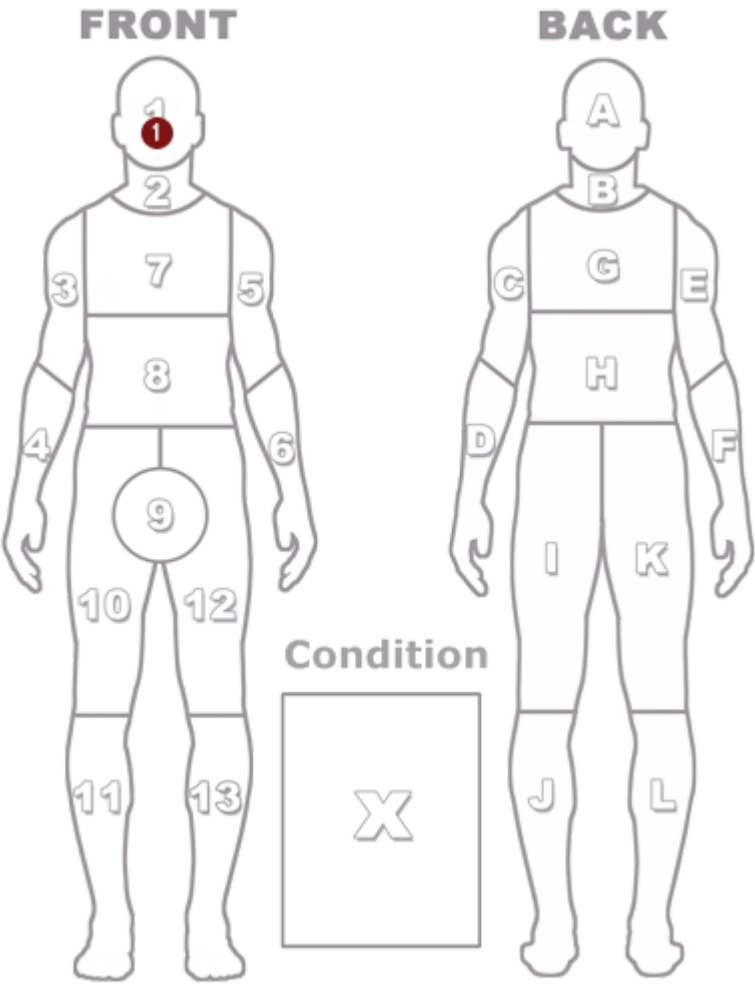
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Types of Resistance Citizen Used Against Employee(s)

- Pull away
- Unresponsive officer cmd

Injuries sustained by this citizen

Injury	Regions	Injury Locations
broken/chipped teeth	1	1



Charges against this Citizen

- 1029 F Warrant Service - Felony
- 1029M Warrant Service - Misdemeanor
- 148 PC Resisting Arrest

Involved Employees

Deputy Sheriff II Daniel Martinez - ACSO\CORPUS: [REDACTED]

Assignment at time of incident: Title: Deputy Sheriff II LES/Eden Township Substation/C-Team/Mids

Video Footage: [No Response]

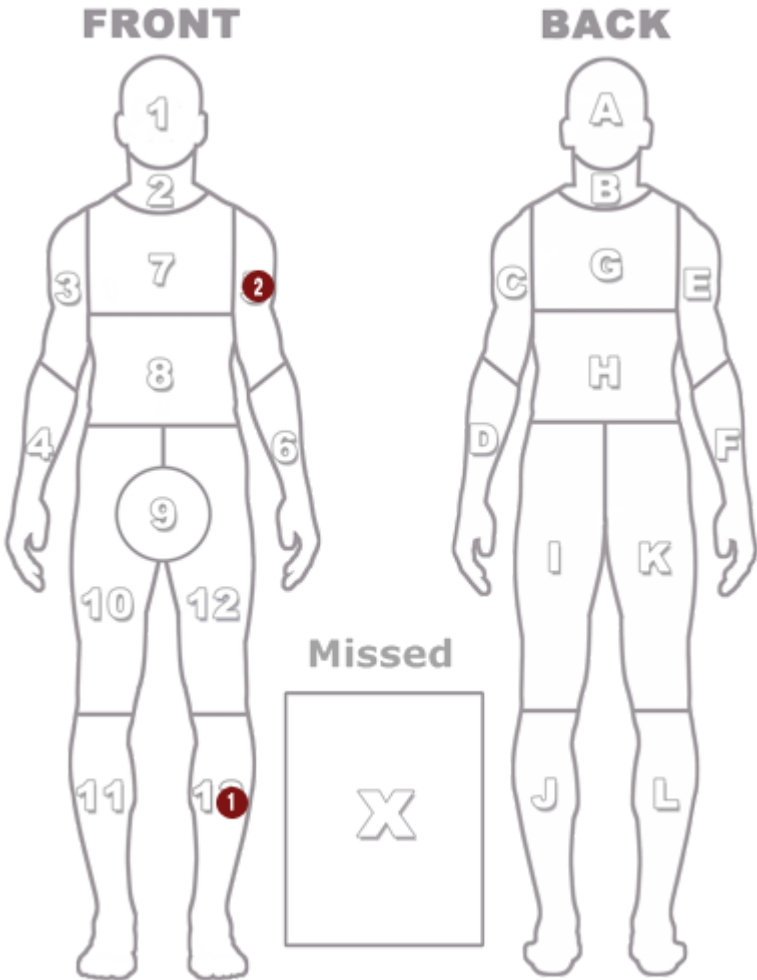
Role

-

Force used by this employee against the citizen

- Front leg sweep - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Front leg sweep	Yes	13, 5	1, 2



Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

No attachments

Assignment History

Sent Dt	From	To
3/22/2016	Secretary II Sylvia Thompson	(None Specified)
Assignment notes Released back to IAPro		
Email sent to receiver No email sent		

Chain of Command History

Routing #1	
Sent From:	Deputy Sheriff II Daniel Martinez
Sent To:	Sergeant William Adams
CC:	(none)
Sent Date/Time:	1/20/2016 1:48 AM
Instructions from Deputy Sheriff II Daniel Martinez to Sergeant William Adams:	
See attached incident.	
Comments/Response from Sergeant William Adams:	
Comments: Appropriate force used for situation. Since the force used was at Santa Rita Jail intake parking lot, ETS supervisors were unable to respond. Sergeant D. Havens responded to the scene from Santa Rita Jail. ETS supervisors were given a verbal report of the incident over the phone.	

Routing #2	
Sent From:	Sergeant William Adams
Sent To:	Lieutenant Mario Felix
CC:	(none)
Sent Date/Time:	2/14/2016 10:24 PM
Instructions from Sergeant William Adams to Lieutenant Mario Felix:	
For your review.	
Comments/Response from Lieutenant Mario Felix:	
Comments: UOF within agency policy.	

Routing #3	
Sent From:	Lieutenant Mario Felix
Sent To:	Division Commander Colby Staysa
CC:	(none)
Sent Date/Time:	2/16/2016 6:17 PM
Instructions from Lieutenant Mario Felix to Division Commander Colby Staysa:	
UOF was within agency policy. UOF occurred at SRJ parking lot. Sergeant Havens at SRJ responded to the scene for ETS sergeants. Sergeant Havens updated ETS Sergeants with a report on the incident.	
Comments/Response from Division Commander Colby Staysa:	
Comments: [Forwarded by Captain Colby Staysa]	

Routing #4

Sent From:	Division Commander Colby Staysa
Sent To:	Division Commander Donald Buchanan
CC:	(none)
Sent Date/Time:	2/19/2016 3:23 PM
Instructions from Division Commander Colby Staysa to Division Commander Donald Buchanan:	
Required UOF to prevent escape. UOF escalated and deescalated appropriately. VieVu does not capture the whole incident.	
Comments/Response from Division Commander Donald Buchanan:	
Comments: I believe the force used was justified, and within policy.	

Routing #5

Sent From:	Division Commander Donald Buchanan
Sent To:	Retired Annuitant - Safety II Charles Nice
CC:	(none)
Sent Date/Time:	2/24/2016 1:23 PM
Instructions from Division Commander Donald Buchanan to Retired Annuitant - Safety II Charles Nice:	
UoF for your review.	
Comments/Response from Retired Annuitant - Safety II Charles Nice:	
Comments: Subj attempted to escape/resist deputy while being brought into SRJ. Force used was appropriate	

Assigned Investigator Signature Line

[Incident pending assignment]

Chain of Command Signature Lines

Sergeant William Adams

Lieutenant Mario Felix

Division Commander Colby Staysa

Division Commander Donald Buchanan

Retired Annuitant - Safety II Charles Nice